

## SIXTY SIXTH LEGISLATURE - REGULAR SESSION

## FIFTEENTH DAY

House Chamber, Olympia, Monday, January 27, 2020

The House was called to order at 10:00 a.m. by the Speaker (Representative Orwall presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Trevor Abramson and Freyja Brittell. The Speaker (Representative Orwall presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Pastor Rick Payton, Pathways Church, Centralia, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

## RESOLUTION

**HOUSE RESOLUTION NO. 2020-4651**, by Representatives Jinkins, Wilcox, Appleton, Barkis, Bergquist, Blake, Boehnke, Caldier, Callan, Chambers, Chandler, Chapman, Chopp, Cody, Corry, Davis, DeBolt, Dent, Doglio, Dolan, Duerr, Dufault, Dye, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gildon, Goehner, Goodman, Graham, Gregerson, Griffey, Hansen, Harris, Hoff, Hudgins, Irwin, Jenkin, J. Johnson, Kilduff, Kirby, Klippert, Kloba, Kraft, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, McCaslin, Mead, Morgan, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramel, Ramos, Riccelli, Robinson, Rude, Ryu, Santos, Schmick, Sells, Senn, Shea, Shewmake, Slatter, Smith, Springer, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Tarleton, Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walen, Walsh, Wylie, Ybarra, and Young

WHEREAS, On this day, 75 years ago, the Auschwitz-Birkenau death camp was liberated by Allied forces; and

WHEREAS, The people of Washington were heavily involved in the effort to win World War II and stop the Holocaust; and

WHEREAS, Remembering the experiences of Holocaust survivors and the soldiers who freed them is critically important today; and

WHEREAS, It is not simply enough to say, "Never Again," but to understand what led up to death camps such as Auschwitz-Birkenau; and

WHEREAS, The Holocaust did not begin with concentration camps and genocide, but with bigotry, discrimination, and hate; and

WHEREAS, Dehumanization and division still exist today and will only fester unless we stand up against anti-Semitism and other forms of discrimination and hate;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State House of Representatives recognizes the historical significance of this day and lends its voice and support to the global commemoration.

There being no objection, HOUSE RESOLUTION NO. 4651 was adopted.

## SPEAKER'S PRIVILEGE

The Speaker (Representative Orwall presiding) recognized Jerry Cummins, honored by House Resolution 4648 which was adopted on January 24, 2020.

The Speaker The Speaker (Representative Orwall presiding) called upon Representative Lovick to preside.

There being no objection, the House advanced to the third order of business.

## MESSAGES FROM THE SENATE

January 24, 2020

Mme. SPEAKER:

The Senate has passed:

SUBSTITUTE SENATE BILL NO. 5097,  
SENATE BILL NO. 5197,  
SENATE BILL NO. 5613,  
ENGROSSED SUBSTITUTE SENATE BILL NO. 5946,  
SUBSTITUTE SENATE BILL NO. 6037,

and the same are herewith transmitted.

Brad Hendrickson, Secretary

January 24, 2020

Mme. SPEAKER:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 5006,  
ENGROSSED SENATE BILL NO. 5282,  
ENGROSSED SENATE BILL NO. 5457,  
ENGROSSED SUBSTITUTE SENATE BILL NO. 5591,  
SECOND ENGROSSED SECOND SUBSTITUTE SENATE  
BILL NO. 5720,

and the same are herewith transmitted.

Brad Hendrickson, Secretary

There being no objection, the House advanced to the fourth order of business.

### INTRODUCTION & FIRST READING

HB 2844 by Representatives Kloba, Vick, Hoff, Stonier, Leavitt, Davis and Tarleton

AN ACT Relating to promoting a safe learning environment for students with seizure disorders; amending RCW 28A.210.260 and 28A.210.350; adding a new section to chapter 28A.210 RCW; and adding a new section to chapter 28A.235 RCW.

Referred to Committee on Education.

HB 2845 by Representatives Sutherland, McCaslin, Eslick and Shea

AN ACT Relating to concealed pistol licenses; amending RCW 9.41.240; reenacting and amending RCW 9.41.070; and creating a new section.

Referred to Committee on Civil Rights & Judiciary.

HB 2846 by Representatives Tharinger, Riccelli, Davis, Fitzgibbon and Lekanoff

AN ACT Relating to an ambulance transport quality assurance fee; reenacting and amending RCW 43.84.092; adding a new chapter to Title 74 RCW; prescribing penalties; providing an expiration date; and declaring an emergency.

Referred to Committee on Appropriations.

HB 2847 by Representatives Thai, Rude, Davis, Fey, Slatter, Doglio, Ryu, Chopp, Stonier and Morgan

AN ACT Relating to recognizing the ninth day of October as PANDAS/PANS awareness day; reenacting and amending RCW 1.16.050; and creating a new section.

Referred to Committee on State Government & Tribal Relations.

HB 2848 by Representatives Chapman, Orcutt, Tharinger, Walsh, Blake, Tarleton, Springer, Maycumber, Fitzgibbon and Lekanoff

AN ACT Relating to changing the expiration date for the sales and use tax exemption of hog fuel to coincide with the 2045 deadline for fossil fuel-free electrical generation in Washington state and to protect jobs with health care and retirement benefits in economically distressed communities; amending RCW 82.08.956, 82.12.956, and 82.32.605; creating new sections; and providing expiration dates.

Referred to Committee on Finance.

HB 2849 by Representatives Tharinger, DeBolt, Macri, Robinson, Chopp, Harris, Leavitt, Ramel and Lekanoff

AN ACT Relating to housing programs administered by the department of commerce; amending RCW 43.185.010, 43.185A.010, 43.185.030, 43.185A.020, 43.185.050, 43.185.070, 43.185.110, 43.185A.060, 43.185A.070, 43.185.074, 18.85.285, 18.85.311, 31.04.025, 39.35D.080, 43.63A.680, 43.185C.200, 43.185C.210, 47.12.063, 59.24.060, 82.14.400, and 82.45.100; adding new sections to chapter 43.185A RCW; adding a new section to chapter 43.185B RCW; recodifying RCW 43.185.010, 43.185.030, 43.185.050, 43.185.070, 43.185.074, 43.185.080, 43.185.140, and 43.185.110; and repealing RCW 43.185.015, 43.185.020, 43.185A.030, 43.185A.050, 43.185.060, 43.185.076, 43.185.090, 43.185.100, 43.185A.090, 43.185A.100, 43.185A.110, 43.185A.120, 43.185.120, 43.185.130, 43.185A.900, and 43.185.910.

Referred to Committee on Capital Budget.

HB 2850 by Representatives Lekanoff, Gildon, Ortiz-Self, Wylie, Pollet, Peterson, Gregerson, Fitzgibbon, Valdez and Tarleton

AN ACT Relating to protecting archaeological and cultural sites by state and local governments and all recipients of state funding; amending RCW 27.53.090, 43.88.030, 43.63A.125, and 43.155.075; adding a new section to chapter 27.53 RCW; adding a new section to chapter 39.04 RCW; adding a new section to chapter 39.10 RCW; and creating a new section.

Referred to Committee on State Government & Tribal Relations.

HB 2851 by Representatives Kilduff and Leavitt

AN ACT Relating to the placement and treatment of conditionally released sexually violent predators; amending RCW 71.09.080, 71.09.090, 71.09.092, 71.09.096, 71.09.130, 71.09.140, and 71.09.250; reenacting and amending RCW 71.09.020; adding a new section to chapter 71.09 RCW; and creating a new section.

Referred to Committee on Public Safety.

HB 2852 by Representatives Mosbrucker, Pettigrew, Corry, Steele, Rude and Sells

AN ACT Relating to juvenile rheumatologists; reenacting and amending RCW 28B.115.070; and creating a new section.

Referred to Committee on Appropriations.

HB 2853 by Representatives Harris and Santos

AN ACT Relating to promoting the effective and efficient administration of the Washington state charter school commission; amending RCW 28A.710.050, 28A.710.070, 28A.710.250, and 28A.710.160; and repealing RCW 28A.710.900.

Referred to Committee on Education.

HB 2854 by Representatives Young, Barkis, Walsh, Orcutt, Shea, Boehnke, Chambers and Volz

AN ACT Relating to prohibiting the tracking of the movement of individuals or vehicles for the purposes of determining taxes or fees to be assessed; and adding a new chapter to Title 1 RCW.

Referred to Committee on Transportation.

HB 2855 by Representatives Young, Walsh, Barkis, Eslick, Shea, Boehnke, Chambers and Volz

AN ACT Relating to limiting the manner in which a road usage charge may be implemented; adding a new section to chapter 46.08 RCW; and creating a new section.

Referred to Committee on Transportation.

HB 2856 by Representatives Entenman, Morgan and Santos

AN ACT Relating to a moratorium on facial recognition technology; adding a new chapter to Title 10 RCW; adding a new chapter to Title 19 RCW; creating a new section; prescribing penalties; and providing expiration dates.

Referred to Committee on Innovation, Technology & Economic Development.

HB 2857 by Representative Orcutt

AN ACT Relating to strengthening the state balanced budget requirement and outlook process; amending RCW 43.88.055 and 82.33.060; and reenacting and amending RCW 82.33.020.

Referred to Committee on Appropriations.

HB 2858 by Representatives Orcutt, Dolan and Doglio

AN ACT Relating to requirements for the filing of assessment rolls; and amending RCW 84.40.320.

Referred to Committee on Finance.

HB 2859 by Representatives Orcutt, Dolan and Doglio

AN ACT Relating to modifying deadlines for purposes of the property tax levy process; and amending RCW 84.48.130 and 84.52.070.

Referred to Committee on Finance.

HB 2860 by Representatives Orcutt and Fey

AN ACT Relating to the Washington plane coordinate system; amending RCW 58.20.140, 58.20.160, 58.20.180, 58.20.200, 58.20.210, and 58.20.220; adding new sections to chapter 58.20 RCW; and repealing RCW 58.20.110, 58.20.120, 58.20.130, 58.20.150, 58.20.170, and 58.20.190.

Referred to Committee on Rural Development, Agriculture, & Natural Resources.

HB 2861 by Representatives Orcutt, Blake and Shewmake

AN ACT Relating to direct sales of milk; and adding a new section to chapter 15.36 RCW.

Referred to Committee on Rural Development, Agriculture, & Natural Resources.

HB 2862 by Representative Orcutt

AN ACT Relating to modifying the meaning of motorcycle to include other steering mechanisms; and amending RCW 46.04.330, 46.61.688, 46.37.530, and 47.36.025.

Referred to Committee on Transportation.

HB 2863 by Representatives Davis, Irwin and Kilduff

AN ACT Relating to expanding therapeutic alternatives and interventions through courts of limited jurisdiction for people with behavioral health conditions; reenacting and amending RCW 71.24.580; and creating a new section.

Referred to Committee on Appropriations.

HB 2864 by Representatives Paul, Morgan, Valdez, Bergquist, Lekanoff and Santos

AN ACT Relating to establishing a running start summer school pilot program; amending RCW 28A.600.300 and 28A.600.320; adding a new section to chapter 28B.50 RCW; creating a new section; and providing expiration dates.

Referred to Committee on Education.

HB 2865 by Representatives Chambers, Shewmake, Dent, McCaslin, Callan, Gildon, Senn and Eslick

AN ACT Relating to informing families of kindergarten readiness standards; adding a new section to chapter 28A.300 RCW; adding a new section to chapter 43.216 RCW; adding a new section to chapter 74.04 RCW; adding a new section to chapter 43.70 RCW; adding a new section to chapter 74.09 RCW; and creating a new section.

Referred to Committee on Human Services & Early Learning.

**HB 2866** by Representatives Goehner, Blake, Steele, Pettigrew, Dent, Chandler and Eslick

AN ACT Relating to prohibiting transfers of water rights out of their original water resource inventory area; amending RCW 90.03.015 and 90.80.055; adding new sections to chapter 90.03 RCW; adding a new section to chapter 90.44 RCW; and creating a new section.

Referred to Committee on Rural Development, Agriculture, & Natural Resources.

**HB 2867** by Representative Blake

AN ACT Relating to the calculation of interest associated with annual tax reporting periods without making any changes to the interest rate; amending RCW 82.32.050 and 82.32.060; creating a new section; and declaring an emergency.

Referred to Committee on Finance.

**HJR 4213** by Representatives Young, Walsh, Barkis, Shea and Boehnke

Amending the state Constitution so that road usage charges are limited in relation to how they may be implemented.

Referred to Committee on Transportation.

**HJR 4214** by Representatives Young, Barkis, Walsh, Orcutt, Shea, Schmick and Boehnke

Amending the state Constitution so that tracking individuals for the purposes of determining taxes or fees is prohibited.

Referred to Committee on Transportation.

**SSB 5097** by Senate Committee on Health & Long Term Care (originally sponsored by Cleveland, Wilson, L., Keiser and Kuderer)

AN ACT Relating to the licensure and certification of massage therapists and reflexologists; and amending RCW 18.108.045.

Referred to Committee on Health Care & Wellness.

**SB 5197** by Senators Hobbs, Zeiger, Wagoner, Short, Bailey, Hunt, Fortunato and Keiser

AN ACT Relating to the Washington national guard postsecondary education grant program; and amending RCW 28B.103.010, 28B.103.020, and 28B.103.030.

Referred to Committee on Housing, Community Development & Veterans.

**SB 5613** by Senators Rivers, Schoesler, Becker, Brown, Short, Warnick, Wilson, L. and Fortunato

AN ACT Relating to the authority of counties to vacate a county road that abuts on a body of water if the county road is hazardous or creates a significant risk to public safety; and amending RCW 36.87.130.

Referred to Committee on Local Government.

**ESSB 5946** by Senate Committee on Housing Stability & Affordability (originally sponsored by Nguyen, Saldaña, Hasegawa, Das and Lovelett)

AN ACT Relating to the application of the state environmental policy act to temporary shelters and transitional encampments; and adding a new section to chapter 43.21C RCW.

Referred to Committee on Environment & Energy.

**SSB 6037** by Senate Committee on Law & Justice (originally sponsored by Pedersen, Wellman, Rivers, Keiser, Dhingra, Kuderer, Cleveland, Saldaña, Randall, Darneille, Rolfes, Das, Froctt, Carlyle, Wilson, C., Hunt and Stanford)

AN ACT Relating to business corporations; amending RCW 23B.02.020, 23B.02.060, 23B.01.200, 23B.06.010, 23B.06.240, 23B.08.030, 23B.08.735, 23B.09.020, 23B.10.060, 23B.11.010, 23B.11.020, 23B.07.210, 23B.06.030, and 23B.07.040; adding a new section to chapter 23B.08 RCW; and creating a new section.

Referred to Committee on Civil Rights & Judiciary.

There being no objection, the bills and resolutions listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the fifth order of business.

## REPORTS OF STANDING COMMITTEES

January 23, 2020

**HB 1076** Prime Sponsor, Representative Dolan: Modifying certain common school provisions. Reported by Committee on Education

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Santos, Chair; Dolan, Vice Chair; Paul, Vice Chair; Steele, Ranking Minority Member; McCaslin, Assistant Ranking Minority Member; Volz, Assistant Ranking Minority

Member; Bergquist; Caldier; Callan; Corry; Harris; Ortiz-Self; Rude; Stonier; Thai; Valdez and Ybarra.

Referred to Committee on Rules for second reading.

January 23, 2020

**HB 1120** Prime Sponsor, Representative Dolan: Updating the term essential academic learning requirements to state learning standards to reflect current terminology. Reported by Committee on Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Santos, Chair; Dolan, Vice Chair; Paul, Vice Chair; Steele, Ranking Minority Member; Volz, Assistant Ranking Minority Member; Bergquist; Caldier; Callan; Corry; Harris; Ortiz-Self; Rude; Stonier; Thai; Valdez and Ybarra.

MINORITY recommendation: Do not pass. Signed by Representative McCaslin, Assistant Ranking Minority Member.

Referred to Committee on Rules for second reading.

January 23, 2020

**HB 1293** Prime Sponsor, Representative Tharinger: Concerning the distribution of monetary penalties to local courts and state agencies paid for failure to comply with discover pass requirements. Reported by Committee on Appropriations

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Ormsby, Chair; Stokesbary, Ranking Minority Member; Robinson, 1st Vice Chair; Bergquist, 2nd Vice Chair; MacEwen, Assistant Ranking Minority Member; Rude, Assistant Ranking Minority Member; Caldier; Chandler; Chopp; Cody; Corry; Dolan; Dye; Fitzgibbon; Hansen; Hoff; Hudgins; Kilduff; Kraft; Macri; Mosbrucker; Pettigrew; Pollet; Ryu; Schmick; Senn; Sullivan; Sutherland; Tarleton; Tharinger and Ybarra.

Referred to Committee on Rules for second reading.

January 23, 2020

**ESHB 1504** Prime Sponsor, Committee on Public Safety: Concerning impaired driving. Reported by Committee on Public Safety

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Appleton, 2nd Vice Chair; Goodman, Chair; Davis, Vice Chair; Klippert, Ranking Minority Member; Sutherland, Assistant

Ranking Minority Member; Graham; Lovick; Orwall; Pellicciotti and Pettigrew.

Referred to Committee on Transportation.

January 23, 2020

**HB 1871** Prime Sponsor, Representative Klippert: Concerning prison safety. Reported by Committee on Public Safety

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Appleton, 2nd Vice Chair; Goodman, Chair; Davis, Vice Chair; Klippert, Ranking Minority Member; Sutherland, Assistant Ranking Minority Member; Graham; Lovick; Orwall; Pellicciotti and Pettigrew.

Referred to Committee on Rules for second reading.

January 23, 2020

**EHB 2066** Prime Sponsor, Representative Davis: Addressing restrictions on driver's licenses associated with certain criminal offenses. Reported by Committee on Public Safety

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Appleton, 2nd Vice Chair; Goodman, Chair; Davis, Vice Chair; Klippert, Ranking Minority Member; Sutherland, Assistant Ranking Minority Member; Graham; Lovick; Orwall; Pellicciotti and Pettigrew.

Referred to Committee on Transportation.

January 22, 2020

**HB 2188** Prime Sponsor, Representative Leavitt: Increasing the types of commercial driver's license qualification waivers allowed for military veterans. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Fey, Chair; Slatter, 2nd Vice Chair; Valdez, 2nd Vice Chair; Wylie, 1st Vice Chair; Barkis, Ranking Minority Member; Walsh, Assistant Ranking Minority Member; Young, Assistant Ranking Minority Member; Boehnke; Chambers; Chapman; Dent; Doglio; Duerr; Dufault; Entenman; Eslick; Goehner; Gregerson; Kloba; Lovick; McCaslin; Mead; Orcutt; Ortiz-Self; Paul; Ramos; Shewmake; Van Werven and Volz.

Referred to Committee on Rules for second reading.

January 24, 2020

**HB 2200** Prime Sponsor, Representative Klippert: Creating the position of military spouse

liaison. Reported by Committee on Housing, Community Development & Veterans

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Jenkin, Ranking Minority Member; Gildon, Assistant Ranking Minority Member; Ryu, Chair; Morgan, Vice Chair; Barkis; Frame; Johnson, J.; Leavitt and Ramel.

Referred to Committee on Appropriations.

January 24, 2020

HB 2251 Prime Sponsor, Representative Thai: Concerning the expiration date for notification of dispensing an interchangeable biological product. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chair; Macri, Vice Chair; Schmick, Ranking Minority Member; Caldier, Assistant Ranking Minority Member; Chambers; Chopp; Davis; Harris; Maycumber; Riccelli; Robinson; Stonier; Thai and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representative DeBolt.

Referred to Committee on Rules for second reading.

January 24, 2020

HB 2252 Prime Sponsor, Representative Thai: Concerning student health plans. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chair; Macri, Vice Chair; Chopp; Davis; Riccelli; Robinson; Stonier; Thai and Tharinger.

MINORITY recommendation: Without recommendation. Signed by Representatives Chambers and Harris.

MINORITY recommendation: Do not pass. Signed by Representatives Schmick, Ranking Minority Member; Caldier, Assistant Ranking Minority Member; DeBolt and Maycumber.

Referred to Committee on Rules for second reading.

January 22, 2020

HB 2287 Prime Sponsor, Representative Leavitt: Addressing the assessment of rail safety governance in Washington state. Reported by Committee on Transportation

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Fey, Chair; Slatter, 2nd Vice Chair; Valdez, 2nd Vice Chair; Wylie, 1st Vice Chair; Barkis, Ranking Minority Member; Walsh, Assistant Ranking Minority Member; Young, Assistant Ranking Minority Member; Boehnke; Chambers; Chapman; Dent; Doglio; Duerr; Entenman; Eslick; Goehner; Gregerson; Kloba; Lovick; McCaslin; Mead; Orcutt; Ortiz-Self; Paul; Ramos; Shewmake; Van Werven and Volz.

MINORITY recommendation: Do not pass. Signed by Representative Dufault.

Referred to Committee on Rules for second reading.

January 23, 2020

HB 2311 Prime Sponsor, Representative Slatter: Amending state greenhouse gas emission limits for consistency with the most recent assessment of climate change science. Reported by Committee on Environment & Energy

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Fitzgibbon, Chair; Lekanoff, Vice Chair; Doglio; Fey; Mead; Robinson and Shewmake.

MINORITY recommendation: Do not pass. Signed by Representatives DeBolt, Ranking Minority Member; Dye, Assistant Ranking Minority Member; Boehnke and Goehner.

Referred to Committee on Appropriations.

January 23, 2020

HB 2314 Prime Sponsor, Representative Lovick: Concerning drug offender sentencing alternatives for offenders convicted of driving or control of a vehicle while under the influence. Reported by Committee on Public Safety

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Appleton, 2nd Vice Chair; Goodman, Chair; Davis, Vice Chair; Lovick; Orwall; Pellicciotti and Pettigrew.

MINORITY recommendation: Without recommendation. Signed by Representatives Klippert, Ranking Minority Member Sutherland, Assistant Ranking Minority Member.

MINORITY recommendation: Do not pass. Signed by Representative Graham.

Referred to Committee on Appropriations.

January 23, 2020

**HB 2316** Prime Sponsor, Representative Orwall: Concerning fees charged to persons who commit trafficking and prostitution offenses. Reported by Committee on Public Safety

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Appleton, 2nd Vice Chair; Goodman, Chair; Davis, Vice Chair; Klippert, Ranking Minority Member; Sutherland, Assistant Ranking Minority Member; Graham; Lovick; Orwall; Pellicciotti and Pettigrew.

Referred to Committee on Rules for second reading.

January 23, 2020

**HB 2318** Prime Sponsor, Representative Orwall: Advancing criminal investigatory practices. Reported by Committee on Public Safety

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Appleton, 2nd Vice Chair; Goodman, Chair; Davis, Vice Chair; Lovick; Orwall; Pellicciotti and Pettigrew.

MINORITY recommendation: Do not pass. Signed by Representative Klippert, Ranking Minority Member.

MINORITY recommendation: Without recommendation. Signed by Representatives Sutherland, Assistant Ranking Minority Member and Graham.

Referred to Committee on Appropriations.

January 23, 2020

**HB 2424** Prime Sponsor, Representative Fitzgibbon: Concerning the heating oil insurance program. Reported by Committee on Environment & Energy

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Fitzgibbon, Chair; Lekanoff, Vice Chair; DeBolt, Ranking Minority Member; Dye, Assistant Ranking Minority Member; Boehnke; Doglio; Fey; Goehner; Mead; Robinson and Shewmake.

Referred to Committee on Capital Budget.

January 23, 2020

**HB 2473**

Prime Sponsor, Representative Goodman: Concerning domestic violence. Reported by Committee on Public Safety

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Appleton, 2nd Vice Chair; Goodman, Chair; Davis, Vice Chair; Klippert, Ranking Minority Member; Sutherland, Assistant Ranking Minority Member; Graham; Lovick; Orwall; Pellicciotti and Pettigrew.

Referred to Committee on Rules for second reading.

January 23, 2020

**HB 2614**

Prime Sponsor, Representative Robinson: Concerning paid family and medical leave. Reported by Committee on Labor & Workplace Standards

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sells, Chair; Chapman, Vice Chair; Mosbrucker, Ranking Minority Member; Gregerson and Ormsby.

MINORITY recommendation: Do not pass. Signed by Representatives Chandler, Assistant Ranking Minority Member and Hoff.

Referred to Committee on Appropriations.

There being no objection, the bills listed on the day's committee reports under the fifth order of business were referred to the committees so designated.

There being no objection, the House advanced to the sixth order of business.

## SECOND READING

**HOUSE BILL NO. 1165, by Representatives Orwall, Dent, Blake, Fitzgibbon and Doglio**

**Encouraging low-water landscaping practices as a drought alleviation tool.**

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Orwall and Dent spoke in favor of the passage of the bill.

## MOTION

On motion of Representative Griffey, Representative Young was excused.

The Speaker (Representative Lovick presiding) stated the question before the House to be the final passage of House Bill No. 1165.

### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1165, and the bill passed the House by the following vote: Yeas, 93; Nays, 4; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Barkis, Bergquist, Blake, Boehnke, Caldier, Callan, Chambers, Chandler, Chapman, Chopp, Cody, Corry, Davis, DeBolt, Dent, Doglio, Dolan, Duerr, Dufault, Dye, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gildon, Goehner, Goodman, Graham, Gregerson, Griffey, Hansen, Harris, Hoff, Hudgins, Irwin, J. Johnson, Kilduff, Kirby, Klippert, Kloba, Kraft, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, Mead, Morgan, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramel, Ramos, Riccelli, Robinson, Rude, Ryu, Santos, Schmick, Sells, Senn, Shewmake, Slatter, Smith, Springer, Steele, Stokesbary, Stonier, Sullivan, Tarleton, Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walen, Walsh, Wilcox, Wylie, Ybarra and Mr. Speaker.

Voting nay: Representatives Jenkin, McCaslin, Shea and Sutherland.

Excused: Representative Young.

HOUSE BILL NO. 1165, having received the necessary constitutional majority, was declared passed.

The Speaker (Representative Lovick presiding) called upon Representative Orwall to preside.

There being no objection, the House advanced to the seventh order of business.

### THIRD READING

**ENGROSSED SUBSTITUTE HOUSE BILL NO. 1332, by House Committee on Environment & Energy (originally sponsored by Wylie, DeBolt, Mead, Doglio, Fitzgibbon and Tharinger)**

**Concerning updating and streamlining energy facility site evaluation council operations.**

The bill was read the third time.

There being no objection, the rules were suspended, and ENGROSSED SUBSTITUTE HOUSE BILL NO. 1332 was returned to second reading for the purpose of amendment.

### SECOND READING

Representative Wylie moved the adoption of the striking amendment (1031).

Strike everything after the enacting clause and insert the following:

**"Sec. 1.** RCW 80.50.030 and 2010 c 271 s 601 and 2010 c 152 s 2 are each reenacted and amended to read as follows:

(1) There is created and established the energy facility site evaluation council.

(2) (a) The chair of the council shall be appointed by the governor with the advice and consent of the senate, shall have a vote on matters before the council, shall serve for a term coextensive with the term of the governor, and is removable for cause. The chair may designate a member of the council to serve as acting chair in the event of the chair's absence. The salary of the chair shall be determined under RCW 43.03.040. The chair is a "state employee" for the purposes of chapter 42.52 RCW. As applicable, when attending meetings of the council, members may receive reimbursement for travel expenses in accordance with RCW 43.03.050 and 43.03.060, and are eligible for compensation under RCW 43.03.250.

(b) The chair or a designee shall execute all official documents, contracts, and other materials on behalf of the council. ~~((The Washington utilities and transportation commission shall provide all administrative and staff support for the council.))~~ The ~~((commission))~~ chair is the appointing authority and has supervisory authority over the staff of the council and shall employ such personnel as are necessary to implement this chapter. Not more than three such employees may be exempt from chapter 41.06 RCW. The Washington utilities and transportation commission shall provide administrative support for the council. The council shall ~~((otherwise))~~ retain its independence in exercising its powers, functions, and duties and its supervisory control over ~~((nonadministrative))~~ council staff ~~((support))~~. Membership, powers, functions, and duties of the Washington state utilities and transportation commission and the council shall otherwise remain as provided by law.

(3) ~~((a))~~ The council shall consist of the ~~((directors, administrators, or their designees, of the following departments, agencies, commissions, and committees or their statutory successors+~~

~~((i) Department of ecology,~~

~~((ii) Department of fish and wildlife,~~



~~(iii) Department of commerce;~~  
~~(iv) Utilities and transportation commission; and~~

~~(v) Department of natural resources.~~

~~(b) The directors, administrators, or their designees, of the following departments, agencies, and commissions, or their statutory successors, may participate as councilmembers at their own discretion provided they elect to participate no later than sixty days after an application is filed:~~

~~(i) Department of agriculture;~~

~~(ii) Department of health;~~

~~(iii) Military department; and~~

~~(iv) Department of transportation.~~

~~(c) Council membership is discretionary for agencies that choose to participate under (b) of this subsection only for applications that are filed with the council on or after May 8, 2001. For applications filed before May 8, 2001, council membership is mandatory for those agencies listed in (b) of this subsection.~~

~~(4) The appropriate county legislative authority of every county wherein an application for a proposed site is filed shall appoint a member or designee as a voting member to the council. The member or designee so appointed shall sit with the council only at such times as the council considers the proposed site for the county which he or she represents, and such member or designee shall serve until there has been a final acceptance or rejection of the proposed site.~~

~~(5) The city legislative authority of every city within whose corporate limits an energy facility is proposed to be located shall appoint a member or designee as a voting member to the council. The member or designee so appointed shall sit with the council only at such times as the council considers the proposed site for the city which he or she represents, and such member or designee shall serve until there has been a final acceptance or rejection of the proposed site.~~

~~(6) For any port district wherein an application for a proposed port facility is filed subject to this chapter, the port district shall appoint a member or designee as a nonvoting member to the council. The member or designee so~~

~~appointed shall sit with the council only at such times as the council considers the proposed site for the port district which he or she represents, and such member or designee shall serve until there has been a final acceptance or rejection of the proposed site. The provisions of this subsection shall not apply if the port district is the applicant, either singly or in partnership or association with any other person)) chair and:~~

(a) The director of the department of ecology or the director's designee;

(b) The director of the department of fish and wildlife or the director's designee;

(c) The director of the department of commerce or the director's designee;

(d) The chair of the utilities and transportation commission or the chair's designee;

(e) The commissioner of public lands or the commissioner's designee;

(f) One member designated by the board of directors of the Washington state association of counties or its successor; and

(g) Two members selected by federally recognized tribes within the state of Washington.

(4) The city legislative authority of every city within whose corporate limits an energy facility is proposed to be located may appoint a member or designee as a voting member to the council. The city legislative authority must make the appointment no later than ninety days after notification from the council. The member or designee so appointed may only sit with the council only at such times as the council considers the proposed site for the city that the member represents.

(5) A quorum of the council consists of a majority of members appointed for business to be conducted.

**Sec. 2.** RCW 80.50.040 and 2001 c 214 s 6 are each amended to read as follows:

The council shall have the following powers:

(1) To adopt, promulgate, amend, or rescind suitable rules and regulations, pursuant to chapter 34.05 RCW, to carry out the provisions of this chapter, and

the policies and practices of the council in connection therewith;

(2) To develop and apply environmental and ecological guidelines in relation to the type, design, location, construction, ~~((and))~~ initial operational conditions of certification, and ongoing regulatory oversight of energy facilities subject to this chapter;

(3) To establish rules of practice for the conduct of public hearings pursuant to the provisions of the Administrative Procedure Act, as found in chapter 34.05 RCW;

(4) To prescribe the form, content, and necessary supporting documentation for site certification;

(5) To receive applications for energy facility locations and to investigate the sufficiency thereof;

(6) To ~~((make and contract, when applicable, for independent studies of sites proposed by the applicant))~~ enter into contracts to carry out the provisions of this chapter;

(7) To conduct hearings on the proposed location and operational conditions of the energy facilities;

(8) To prepare written reports to the governor which shall include: (a) A statement indicating whether the application is in compliance with the council's guidelines, (b) criteria specific to the site and transmission line routing, (c) a council recommendation as to the disposition of the application, and (d) a draft certification agreement when the council recommends approval of the application;

(9) To prescribe the means for monitoring of the effects arising from the construction and the operation of energy facilities to assure continued compliance with terms of certification and/or permits issued by the council pursuant to chapter 90.48 RCW or subsection (12) of this section: PROVIDED, That any on-site inspection required by the council shall be performed by other state agencies pursuant to interagency agreement: PROVIDED FURTHER, That the council may retain authority for determining compliance relative to monitoring;

(10) To integrate its site evaluation activity with activities of federal agencies having jurisdiction in such

matters to avoid unnecessary duplication;

(11) To present state concerns and interests to other states, regional organizations, and the federal government on the location, construction, and operation of any energy facility which may affect the environment, health, or safety of the citizens of the state of Washington;

(12) To issue permits in compliance with applicable provisions of the federally approved state implementation plan adopted in accordance with the Federal Clean Air Act, as now existing or hereafter amended, for the new construction, reconstruction, or enlargement or operation of energy facilities: PROVIDED, That such permits shall become effective only if the governor approves an application for certification and executes a certification agreement pursuant to this chapter: AND PROVIDED FURTHER, That all such permits be conditioned upon compliance with all provisions of the federally approved state implementation plan which apply to energy facilities covered within the provisions of this chapter; and

(13) To serve as an interagency coordinating body for energy-related issues.

**Sec. 3.** RCW 80.50.060 and 2007 c 325 s 2 are each amended to read as follows:

(1) The provisions of this chapter apply to the construction of energy facilities which includes the new construction of energy facilities and the reconstruction or enlargement of existing energy facilities where the net increase in physical capacity or dimensions resulting from such reconstruction or enlargement meets or exceeds those capacities or dimensions set forth in RCW 80.50.020 ~~((7) and (15))~~ (12) and (21). No construction of such energy facilities may be undertaken, except as otherwise provided in this chapter, after July 15, 1977, without first obtaining certification in the manner provided in this chapter.

(2) The provisions of this chapter apply to the construction, reconstruction, or enlargement of a new or existing energy facility that exclusively uses alternative energy resources and chooses to receive certification under this chapter,

regardless of the generating capacity of the project.

(3) (a) The provisions of this chapter apply to the construction, reconstruction, or modification of electrical transmission facilities when:

(i) The facilities are located in a national interest electric transmission corridor as specified in RCW 80.50.045;

(ii) An applicant chooses to receive certification under this chapter, and the facilities are: (A) Of a nominal voltage of at least one hundred fifteen thousand volts and are located in a completely new corridor, except for the terminus of the new facility or interconnection of the new facility with the existing grid, and the corridor is not otherwise used for electrical transmission facilities; and (B) located in more than one jurisdiction that has promulgated land use plans or zoning ordinances; or

(iii) An applicant chooses to receive certification under this chapter, and the facilities are: (A) Of a nominal voltage in excess of one hundred fifteen thousand volts; and (B) located outside an electrical transmission corridor identified in (a)(i) and (ii) of this subsection (3).

(b) For the purposes of this subsection, "modify" means a significant change to an electrical transmission facility and does not include the following: (i) Minor improvements such as the replacement of existing transmission line facilities or supporting structures with equivalent facilities or structures; (ii) the relocation of existing electrical transmission line facilities; (iii) the conversion of existing overhead lines to underground; or (iv) the placing of new or additional conductors, supporting structures, insulators, or their accessories on or replacement of supporting structures already built.

(4) The provisions of this chapter shall not apply to normal maintenance and repairs which do not increase the capacity or dimensions beyond those set forth in RCW 80.50.020 ~~((7) and (15))~~ (12) and (21).

(5) Applications for certification of energy facilities made prior to July 15, 1977, shall continue to be governed by the applicable provisions of law in effect on the day immediately preceding July 15, 1977, with the exceptions of RCW

80.50.190 and 80.50.071 which shall apply to such prior applications and to site certifications prospectively from July 15, 1977.

(6) Applications for certification shall be upon forms prescribed by the council and shall be supported by such information and technical studies as the council may require.

(7) Upon receipt of an application for certification under this chapter, the chair shall notify:

(a) The department of agriculture;

(b) The department of health;

(c) The military department;

(d) The department of transportation;

(e) The appropriate county legislative authority where the proposed facility is located; and

(f) The appropriate federally recognized tribal governments affected by the proposed facility.

(8) The council shall work with local governments where a project is proposed to be sited in order to ensure meaningful participation and input during siting review and compliance monitoring.

(9) The council must work with all federally recognized tribal governments affected by a proposed facility in order to ensure meaningful participation and input during siting review and compliance monitoring. Consistent with RCW 43.376.020, the chair and designated staff must conduct government-to-government meetings to address tribal issues of concern. The chair must provide regular meeting updates to the council throughout the application review process. The report required in RCW 80.50.100 must include a summary of the government-to-government meetings, including the issues and resolutions.

**Sec. 4.** RCW 80.50.090 and 2006 c 205 s 3 and 2006 c 196 s 6 are each reenacted and amended to read as follows:

(1) The council shall conduct an informational public hearing in the county of the proposed site as soon as practicable but not later than sixty days after receipt of an application for site certification. However, the place of such public hearing shall be as close as practical to the proposed site. ~~((2) Subsequent to the informational public)~~

~~At this hearing, the council ((shall conduct a public hearing to determine)) must take public comment on the application for site certification, as well as whether or not the proposed site is consistent and in compliance with city, county, or regional land use plans or zoning ordinances in effect on the date of the application. ((If it is determined that the proposed site does conform with existing land use plans or zoning ordinances in effect as of the date of the application, the city, county, or regional planning authority shall not thereafter change such land use plans or zoning ordinances so as to affect the proposed site.))~~

(2) After the completion of tribal consultation and its environmental review under chapter 43.21C RCW, the council shall determine whether genuine issues of fact exist on matters the council deems material to its recommendation to the governor. A council determination that such issues do not exist may only be made after holding a hearing to take public comment on the question and after tribal consultation is complete. If the council determines that such issues do not exist and that under subsection (1) of this section the proposed site is consistent and in compliance with city, county, or regional land use plans or zoning ordinances, the council may waive the adjudicative proceeding required by subsection (3) of this section. Waiving the adjudicative proceeding requires a vote of the council.

(3) Prior to the issuance of a council recommendation to the governor under RCW 80.50.100, a public hearing, conducted as an adjudicative proceeding under chapter 34.05 RCW, the administrative procedure act, shall be held unless previously waived in accordance with subsection (2) of this section. At such a public hearing any person shall be entitled to be heard in support of or in opposition to the application for certification.

(4) Additional public hearings shall be held as deemed appropriate by the council in the exercise of its functions under this chapter.

**Sec. 5.** RCW 80.50.100 and 2011 c 180 s 109 are each amended to read as follows:

(1)(a) The council shall report to the governor its recommendations as to

the approval or rejection of an application for certification within twelve months of receipt by the council of ~~((such))~~ an application deemed complete by the council, or such later time as is mutually agreed by the council and the applicant.

(b) In the case of an application filed prior to December 31, 2025, for certification of an energy facility proposed for construction, modification, or expansion for the purpose of providing generating facilities that meet the requirements of RCW 80.80.040 and are located in a county with a coal-fired electric ((generating H:\DATA\2020 JOURNAL\Journal2020\LegDay015\generatio n.doc)) generation facility subject to RCW 80.80.040(3)(c), the council shall expedite the processing of the application pursuant to RCW 80.50.075 and shall report its recommendations to the governor within one hundred eighty days of receipt by the council of such an application, or a later time as is mutually agreed by the council and the applicant.

(2) If the council recommends approval of an application for certification, it shall also submit a draft certification agreement with the report. The council shall include conditions in the draft certification agreement to implement the provisions of this chapter, including, but not limited to, conditions to protect state or local governmental or community interests affected by the construction or operation of the energy facility, and conditions designed to recognize the purpose of laws or ordinances, or rules or regulations promulgated thereunder, that are preempted or superseded pursuant to RCW 80.50.110 as now or hereafter amended.

(3)(a) Within sixty days of receipt of the council's report the governor shall take one of the following actions:

(i) Approve the application and execute the draft certification agreement; or

(ii) Reject the application; or

(iii) Direct the council to reconsider certain aspects of the draft certification agreement.

(b) The council shall reconsider such aspects of the draft certification agreement by reviewing the existing record of the application or, as necessary, by reopening the adjudicative

proceeding for the purposes of receiving additional evidence. Such reconsideration shall be conducted expeditiously. The council shall resubmit the draft certification to the governor incorporating any amendments deemed necessary upon reconsideration. Within sixty days of receipt of such draft certification agreement, the governor shall either approve the application and execute the certification agreement or reject the application. The certification agreement shall be binding upon execution by the governor and the applicant.

(4) The rejection of an application for certification by the governor shall be final as to that application but shall not preclude submission of a subsequent application for the same site on the basis of changed conditions or new information.

**Sec. 6.** RCW 80.50.175 and 1983 c 3 s 205 are each amended to read as follows:

(1) In addition to all other powers conferred on the council under this chapter, the council shall have the powers set forth in this section.

(2)(a) The council, upon ~~((request of))~~ agreement with any potential applicant, is authorized, as provided in this section, to conduct a preliminary study of any potential ~~((site))~~ project prior to receipt of an application for site certification. A fee of ten thousand dollars for each potential ~~((site))~~ project, to be applied toward the cost of any study agreed upon pursuant to ~~((b))~~ of this subsection ~~((((3) of this section))~~), shall accompany the ~~((request))~~ agreement and shall be a condition precedent to any action on the ~~((request))~~ agreement by the council.

~~((((3) After receiving a request to study a potential site,))~~ (b) Upon agreement with the potential applicant, the council ((shall)) may commission its own independent consultant to study matters relative to the potential ((site)) project. The study shall include, but need not be limited to, the preparation and analysis of environmental impact information for the ((proposed)) potential ((site)) project and any other matter the council and the potential applicant deem essential to an adequate appraisal of the potential ((site)) project. In conducting the study, the council is authorized to

cooperate and work jointly with the county or counties in which the potential ~~((site))~~ project is located, any federal, state, ~~((or))~~ local, or tribal governmental agency that might be requested to comment upon the potential ~~((site))~~ project, and any municipal or public corporation having an interest in the matter. The full cost of the study shall be paid by the potential applicant: PROVIDED, That such costs exceeding a total of ten thousand dollars shall be payable subject to the potential applicant giving prior approval to such excess amount.

~~((((4) Any study prepared by the council pursuant to subsection (3) of this section may be used in place of the "detailed statement" required by RCW 43.21C.030(2)(c) by any branch of government except the council created pursuant to chapter 80.50 RCW.~~

~~((5))~~ (3) All payments required of the potential applicant under this section are to be ((made to the state treasurer, who in turn shall pay the consultant as instructed by the council)) deposited with the utilities and transportation commission. All such funds shall be subject to state auditing procedures. Any unexpended portions thereof shall be returned to the potential applicant.

~~((((6) Nothing in this section shall change the requirements for an application for site certification or the requirement of payment of a fee as))~~ (4) If a potential applicant subsequently submits a formal application for site certification for an energy facility at the site where a preliminary study was conducted, payments made under this section for that study may be considered as payment towards the application fee provided in RCW 80.50.071((, or change the time for disposition of an application for certification as provided in RCW 80.50.100.

~~((7) Nothing in this section shall be construed as preventing a city or county from requiring any information it deems appropriate to make a decision approving a particular location))."~~

Correct the title.

Representative Dent moved the adoption of the amendment to the striking amendment (1035).

On page 7, after line 17, insert the following:

**"Sec. 4.** RCW 80.50.075 and 2006 c 205 s 2 are each amended to read as follows:

(1) Any person filing an application for certification of an energy facility ~~((or an alternative energy resource facility))~~ pursuant to this chapter may apply to the council for an expedited processing of such an application. The application for expedited processing shall be submitted to the council in such form and manner and accompanied by such information as may be prescribed by council rule. The council may grant an applicant expedited processing of an application for certification upon finding that the environmental impact of the proposed energy facility is not significant or will be mitigated to a nonsignificant level under RCW 43.21C.031 and the project is found under RCW 80.50.090 ~~((+2))~~ (1) to be consistent and in compliance with city, county, or regional land use plans or zoning ordinances.

(2) Upon granting an applicant expedited processing of an application for certification, the council shall not be required to:

(a) Commission an independent study to further measure the consequences of the proposed energy facility ~~((or alternative energy resource facility))~~ on the environment, notwithstanding the other provisions of RCW 80.50.071; nor

(b) Hold an adjudicative proceeding under chapter 34.05 RCW, the administrative procedure act, on the application.

(3) The council shall adopt rules governing the expedited processing of an application for certification pursuant to this section.

(4) An alternative energy resource facility that chooses to receive certification under RCW 80.50.060(2) is not eligible for expedited processing under this section."

Renumber the remaining sections consecutively, correct any internal references accordingly, and correct the title.

Representatives Dent and Dye spoke in favor of the adoption of the amendment to the striking amendment.

Representative Fitzgibbon spoke against the adoption of the amendment to the striking amendment.

Amendment (1035) to the striking amendment (1031) was not adopted.

Representatives Wylie and DeBolt spoke in favor of the striking amendment.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Wylie and DeBolt spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Second Engrossed Substitute House Bill No. 1332.

### ROLL CALL

The Clerk called the roll on the final passage of Second Engrossed Substitute House Bill No. 1332, and the bill passed the House by the following vote: Yeas, 87; Nays, 10; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Barkis, Bergquist, Blake, Boehnke, Caldier, Callan, Chambers, Chandler, Chapman, Chopp, Cody, Davis, DeBolt, Doglio, Dolan, Duerr, Dye, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gildon, Goehner, Goodman, Graham, Gregerson, Griffey, Hansen, Harris, Hoff, Hudgins, J. Johnson, Kilduff, Kirby, Kloba, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, Mead, Morgan, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramel, Ramos, Riccelli, Robinson, Rude, Ryu, Santos, Schmick, Sells, Senn, Shewmake, Slatter, Smith, Springer, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Tarleton, Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walen, Wilcox, Wylie, Ybarra and Mr. Speaker.

Voting nay: Representatives Corry, Dent, Dufault, Irwin, Jenkin, Klippert, Kraft, McCaslin, Shea and Walsh.

Excused: Representative Young.

SECOND ENGROSSED SUBSTITUTE HOUSE BILL NO. 1332, having received the necessary constitutional majority, was declared passed.

### STATEMENT FOR THE JOURNAL

I intended to vote NAY on Second Engrossed Substitute House Bill No. 1332.

Representative Dye, 9 District

### SECOND READING

**ENGROSSED HOUSE BILL NO. 1058, by Representatives Irwin, Blake, Van Werven, Bergquist, Walsh, MacEwen, Shea, Jenkins, Wylie, Goodman and Barkis**

**Establishing permissible methods of parking a motorcycle.**

The bill was read the third time.

Representatives Irwin and Slatter spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 1058.

**ROLL CALL**

The Clerk called the roll on the final passage of Engrossed House Bill No. 1058, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Barkis, Bergquist, Blake, Boehnke, Caldier, Callan, Chambers, Chandler, Chapman, Chopp, Cody, Corry, Davis, DeBolt, Dent, Doglio, Dolan, Duerr, Dufault, Dye, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gildon, Goehner, Goodman, Graham, Gregerson, Griffey, Hansen, Harris, Hoff, Hudgins, Irwin, Jenkin, J. Johnson, Kilduff, Kirby, Klippert, Kloba, Kraft, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, McCaslin, Mead, Morgan, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramel, Ramos, Riccelli, Robinson, Rude, Ryu, Santos, Sells, Senn, Shewmake, Slatter, Smith, Springer, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Tarleton, Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walen, Walsh, Wilcox, Wylie, Ybarra and Mr. Speaker.

Excused: Representative Young.

ENGROSSED HOUSE BILL NO. 1058, having received the necessary constitutional majority, was declared passed.

**SPEAKER'S PRIVILEGE**

The Speaker (Representative Orwall presiding) recognized students from the 30<sup>th</sup> District seated in the Gallery.

**SUBSTITUTE HOUSE BILL NO. 1715, by House Committee on Education (originally sponsored by Entenman, Boehnke, Jenkins, Ortiz-Self, Bergquist and Pollet)**

**Removing school districts' ability to withhold pupils' grades and transcripts.**

The bill was read the third time.

Representative Entenman spoke in favor of the passage of the bill.

Representative Steele spoke against the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1715.

**ROLL CALL**

The Clerk called the roll on the final passage of Substitute House Bill No. 1715, and the bill passed the House by the following vote: Yeas, 65; Nays, 32; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Caldier, Callan, Chambers, Chandler, Chapman, Chopp, Cody, Davis, Doglio, Dolan, Duerr, Dufault, Entenman, Fey, Fitzgibbon, Frame, Gildon, Goodman, Gregerson, Hansen, Hudgins, J. Johnson, Kilduff, Kirby, Kloba, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Mead, Morgan, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramel, Ramos, Riccelli, Robinson, Rude, Ryu, Santos, Sells, Senn, Shewmake, Slatter, Springer, Stonier, Sullivan, Tarleton, Thai, Tharinger, Valdez, Volz, Walen, Wylie and Mr. Speaker.

Voting nay: Representatives Barkis, Boehnke, Corry, DeBolt, Dent, Dye, Eslick, Goehner, Graham, Griffey, Harris, Hoff, Irwin, Jenkin, Klippert, Kraft, Kretz, Maycumber, McCaslin, Mosbrucker, Orcutt, Schmick, Shea, Smith, Steele, Stokesbary, Sutherland, Van Werven, Vick, Walsh, Wilcox and Ybarra.

Excused: Representative Young.

SUBSTITUTE HOUSE BILL NO. 1715, having received the necessary constitutional majority, was declared passed.

**STATEMENT FOR THE JOURNAL**

I intended to vote YEA on Substitute House Bill No. 1715.

Representative Griffey, 35 District

**SECOND READING**

**HOUSE BILL NO. 2033, by Representatives Chambers, Paul, Dent, Van Werven, Thai, Eslick, Lekanoff, Corry, Shewmake and Frame**

**Concerning mandatory reporting of child abuse and neglect.**

The bill was read the third time.

Representatives Chambers and Senn spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of House Bill No. 2033.

**ROLL CALL**

The Clerk called the roll on the final passage of House Bill No. 2033, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Barkis, Bergquist, Blake, Boehnke, Caldier, Callan, Chambers, Chandler, Chapman, Chopp, Cody, Corry, Davis, DeBolt, Dent, Doglio, Dolan, Duerr, Dufault, Dye, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gildon, Goehner, Goodman, Graham, Gregerson, Griffey, Hansen, Harris, Hoff, Hudgins, Irwin, Jenkin, J. Johnson, Kilduff, Kirby, Klippert, Kloba, Kraft, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, McCaslin, Mead, Morgan, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramel, Ramos, Riccelli, Robinson, Rude, Ryu, Santos, Schmick, Sells, Senn, Shea, Shewmake, Slatte, Smith, Springer, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Tarleton, Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walen, Walsh, Wilcox, Wylie, Ybarra and Mr. Speaker.

Excused: Representative Young.

HOUSE BILL NO. 2033, having received the necessary constitutional majority, was declared passed.

### THIRD READING

**SUBSTITUTE HOUSE BILL NO. 1520, by House Committee on State Government & Tribal Relations (originally sponsored by Morgan, Hudgins, Rude, Mead, Stonier, Frame, Riccelli, Appleton, Pellicciotti, Kilduff, Doglio and Reeves)**

**Concerning calendar election dates on ballot envelopes.**

The bill was read the third time.

There being no objection, the rules were suspended, and SUBSTITUTE HOUSE BILL NO. 1520 was returned to second reading for the purpose of amendment.

### SECOND READING

Representative Morgan moved the adoption of the amendment (1016).

Strike everything after the enacting clause and insert the following:

**"Sec. 5.** RCW 29A.40.091 and 2019 c 161 s 3 are each amended to read as follows:

(1) The county auditor shall send each voter a ballot, a security envelope in which to conceal the ballot after voting, a larger envelope in which to return the security envelope, a declaration that the voter must sign, and instructions on how to obtain information about the election, how to mark the ballot, and how to return the ballot to the county auditor. The calendar date of

the election must be prominently displayed in bold type, twenty-point font or larger, on the envelope sent to the voter containing the ballot and other materials listed in this subsection:

(a) For all general elections in 2020 and after;

(b) For all primary elections in 2021 and after; and

(c) For all elections in 2022 and after.

(2) The voter must swear under penalty of perjury that he or she meets the qualifications to vote, and has not voted in any other jurisdiction at this election. The declaration must clearly inform the voter that it is illegal to vote if he or she is not a United States citizen; it is illegal to vote if he or she has been convicted of a felony and has not had his or her voting rights restored; and it is illegal to cast a ballot or sign a ballot declaration on behalf of another voter. The ballot materials must provide space for the voter to sign the declaration, indicate the date on which the ballot was voted, and include a telephone number.

(3) For overseas and service voters, the signed declaration constitutes the equivalent of a voter registration. Return envelopes for overseas and service voters must enable the ballot to be returned postage free if mailed through the United States postal service, United States armed forces postal service, or the postal service of a United States foreign embassy under 39 U.S.C. 3406.

(4) The voter must be instructed to either return the ballot to the county auditor no later than 8:00 p.m. the day of the election or primary, or mail the ballot to the county auditor with a postmark no later than the day of the election or primary. Return envelopes for all election ballots must include prepaid postage. Service and overseas voters must be provided with instructions and a privacy sheet for returning the ballot and signed declaration by fax or email. A voted ballot and signed declaration returned by fax or email must be received by 8:00 p.m. on the day of the election or primary.

(5) The county auditor's name may not appear on the security envelope, the return envelope, or on any voting instructions or materials included with



the ballot if he or she is a candidate for office during the same year.

(6) For purposes of this section, "prepaid postage" means any method of return postage paid by the county or state."

Correct the title.

Representative Morgan spoke in favor of the adoption of the amendment.

Amendment (1016) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Morgan and Walsh spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 1520.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1520, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Barkis, Bergquist, Blake, Boehnke, Caldier, Callan, Chambers, Chandler, Chapman, Chopp, Cody, Corry, Davis, DeBolt, Dent, Doglio, Dolan, Duerr, Dufault, Dye, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gildon, Goehner, Goodman, Graham, Gregerson, Griffey, Hansen, Harris, Hoff, Hudgins, Irwin, Jenkin, J. Johnson, Kilduff, Kirby, Klippert, Kloba, Kraft, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, McCaslin, Mead, Morgan, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramel, Ramos, Riccelli, Robinson, Rude, Ryu, Santos, Schmick, Sells, Senn, Shea, Shewmake, Slatter, Smith, Springer, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Tarleton, Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walen, Walsh, Wilcox, Wylie, Ybarra and Mr. Speaker.

Excused: Representative Young.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1520, having received the necessary constitutional majority, was declared passed.

There being no objection, the House adjourned until 9:55 a.m., January 28, 2020, the 16th Day of the Regular Session.

LAURIE JINKINS, Speaker

BERNARD DEAN, Chief Clerk

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